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8 **BEFORE THE**
BOARD OF REGISTERED NURSING
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against:

Case No. *2011-1012*

11 **KATRINA MORRISON**

A C C U S A T I O N

12 **301 E. Foothill Blvd. Space 9**
13 **Pomona, CA 91767-1431**

14 **Registered Nurse License No. 460799**

15 Respondent.

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17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., R.N. ("Complainant") brings this Accusation solely in her
20 official capacity as the Executive Officer of the Board of Registered Nursing ("Board"),
21 Department of Consumer Affairs.

22 2. On or about January 31, 1991, the Board issued Registered Nurse License Number
23 460799 to Katrina Morrison ("Respondent"). The Registered Nurse License expired on January
24 31, 2009 and has not been renewed.

25 **JURISDICTION AND STATUTORY PROVISIONS**

26 3. Section 2750 of the Business and Professions Code ("Code") provides, in pertinent
27 part, that the Board may discipline any licensee, including a licensee holding a temporary or an
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1 inactive license, for any reason provided in Article 3 (commencing with Code section 2750) of
2 the Nursing Practice Act.

3 4. Section 2764 of the Code provides, in pertinent part, that the expiration of a license
4 shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the
5 licensee or to render a decision imposing discipline on the license. Under Code section 2811,
6 subdivision (b), the Board may renew an expired license at any time within eight years after the
7 expiration.

8 5. Section 118 subdivision (b) of the Code grants the Board jurisdiction over suspended,
9 expired, forfeited, cancelled, or surrendered licenses:

10 "The suspension, expiration, or forfeiture by operation of law of a license issued by a board
11 in the department, or its suspension, forfeiture, or cancellation by order of the board or by order
12 of a court of law, or its surrender without the written consent of the board, shall not, during any
13 period in which it may be renewed, restored, reissued, or reinstated, deprive the board of its
14 authority to institute or continue a disciplinary proceeding against the licensee upon any ground
15 provided by law or to enter an order suspending or revoking the license or otherwise taking
16 disciplinary action against the licensee on any such ground."

17 6. Section 2761 of the Code provides, in pertinent part, grounds for the Board to take
18 disciplinary action:

19 "The board may take disciplinary action against a certified or licensed
20 nurse or deny an application for a certificate or license for any of the following:

21 (a) Unprofessional conduct, which includes, but is not limited to, the
22 following:

23 ...

24 (4) Denial of licensure, revocation, suspension, restriction, or any other
25 disciplinary action against a health care professional license or certificate by another
26 state or territory of the United States, by any other government agency, or by another
27 California health care professional licensing board. A certified copy of the decision
28 or judgment shall be conclusive evidence of that action."

COST RECOVERY

7. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
administrative law judge to direct a licensee found to have committed a violation or violations of

1 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
2 enforcement of the case.

3 **CAUSE FOR DISCIPLINE**

4 **(Disciplinary Action by the Texas Board of Nursing)**

5 8. Respondent is subject to discipline pursuant to Section 2761 subdivision (a)(4) of the
6 Code on the grounds of unprofessional conduct, in that she was disciplined by the Texas Board of
7 Nursing ("Texas Board"), as follows:

8 9. On or about May 20, 2009, the Texas Board entered findings of fact, conclusions of
9 law, and an "Agreed Order" in the disciplinary action entitled *In the Matter of Registered Nurse*
10 *License Number 740092 issued to KATRINA MORRISON*. In its Agreed Order the Texas Board
11 found as follows:

- 12 a. On or about December 19, 2007 while employed with Children's Home Care in
13 Houston, Texas, Respondent bathed an infant patient in water that was
14 excessively hot, resulting in the patient suffering from 1st and 2nd degree burns.
15 b. Respondent's conduct was negligent and created an unsafe, harmful
16 environment for the patient.

17 10. As a result, in the May 2009 Agreed Order, the Texas Board disciplined
18 Respondent's license by placing it on two years' stayed suspension and two years' probation.
19 The terms of Respondent's probation included required her to complete a course in physical
20 assessment, a course in critical thinking skills, to practice nursing in a hospital, nursing home, or
21 other clinical setting, to practice under supervision of another registered nurse, and to notify
22 employers of the disciplinary action.

23 11. Under Section 2761 subdivision (a)(4) of the Code the Texas Board's disciplinary
24 action against Respondent in May 2009 for negligent treatment of a young patient is ground for
25 the California Board to take disciplinary action.

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PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1.1. Revoking or suspending Registered Nurse License Number 460799, issued to Katrina Morrison;

1.2. Ordering Katrina Morrison to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code Section 125.3; and,

1.3. Taking such other and further action as deemed necessary and proper.

DATED:

June 29, 2011

Louise R. Bailey
LOUISE R. BAILEY, M.Ed., R.N.
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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